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MEMORANDUM ENDORSEMENT

**VIA ECF**

Honorable Kevin N. Fox  
United States District Court  
Southern District of New York  
40 Foley Square  
New York, New York 10007

**Re: Ritch, et al. v. New York Eye and Ear Infirmary, et al.**  
**20 Civ. 7344 (KNF)**

Dear Judge Fox:

We represent Defendants New York Eye and Ear Infirmary of Mount Sinai, Dr. James C. Tsai, and the Mount Sinai Health System, Inc. This morning, I e-mailed counsel for Plaintiff, David Bythewood, regarding the Court's Order that the parties submit a proposed discovery by this Friday, August 6, 2021. Later this morning, I received an e-mail from Mr. Bythewood, stating that he was hospitalized last night with sepsis, expects to complete his treatment by August 27, 2021, and asking me to forward his email to the Court and request an extension of time to file the discovery plan. A copy of Mr. Bythewood's email is attached. We understand Mr. Bythewood to be requesting a three-week extension of time from August 6 to August 27, 2021 to submit a proposed revised discovery plan. I consent to this request.

Respectfully submitted,

/s/ Rory J. McEvoy

Rory J. McEvoy

Attachment

cc: David Bythewood, Esq., Attorney for Plaintiffs (via ECF)

8/18/21  
Application granted.  
SO ORDERED:

*Kevin Nathaniel Fox*  
KEVIN NATHANIEL FOX  
UNITED STATES MAGISTRATE JUDGE